



January 27, 1999

HOUSE BILL No. 1306

DIGEST OF HB1306 (Updated January 25, 1999 11:53 am - DI 75)

Citations Affected: IC 3-10.

Synopsis: Lake County public questions. Allows not more than ten local public questions to be placed on the ballot in Lake County each election. Provides that the results of a local public question are not binding on the political subdivision. Establishes procedures to place a local public question on the ballot.

Effective: July 1, 1999.

Smith V, Fesko, Dobis

January 12, 1999, read first time and referred to Committee on Elections and Apportionment.
January 26, 1999, reported — Do Pass.

HB 1306—LS 6007/DI 75+



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January 27, 1999

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

HOUSE BILL No. 1306

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 3-10-9-5 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 5. **Except as provided**
3 **in section 7 of this chapter**, a local public question may not be placed
4 on the ballot at an election unless the placement of the local public
5 question on the ballot at the election is expressly authorized by statute.

6 SECTION 2. IC 3-10-9-7 IS ADDED TO THE INDIANA CODE
7 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
8 1, 1999]: Sec. 7. (a) **This section applies to a county having a**
9 **population of more than four hundred thousand (400,000) but less**
10 **than seven hundred thousand (700,000).**

11 (b) As used in this section, "combined board" refers to the
12 combined county election board and board of registration
13 established by IC 3-6-5.2-3.

14 (c) Except as provided in subsection (d), a public question to
15 urge a specific political subdivision within the county to take
16 specific action shall be placed on the ballot of that political
17 subdivision if the following occur:

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(1) At least ten percent (10%) of the registered voters who are eligible to vote in the political subdivision sign a petition requesting the public question to be placed on the ballot. The petition must meet the requirements under section 6 of this chapter.

(2) Not later than one hundred twenty (120) days before the election, the petition is submitted to the combined board for certification that the petition contains the signatures of at least ten percent (10%) of the registered voters who are eligible to vote in that political subdivision.

(d) Not more than ten (10) public questions may be placed on a ballot in the county during an election under this section. If more than ten (10) public questions are submitted to the combined board under subsection (c)(2), the first ten (10) petitions that are submitted and that have the required number of valid signatures must be placed on the ballot.

(e) The combined board shall do the following:

(1) Complete the certification of the signatures not later than ninety (90) days before the election.

(2) If the petition has an adequate number of valid signatures, certify the petition in accordance with section 3 of this chapter.

(f) The combined board may do the following:

(1) Correct grammar, punctuation, and spelling errors in the text of the recommended action before placing the text on the ballot.

(2) Place not more than the first one hundred (100) words of the text or explanatory text for the public question on the ballot.

(g) The results of the voting on the public question under this section are not binding upon the political subdivision.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Elections and Apportionment, to which was referred House Bill 1306, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

KROMKOWSKI, Chair

Committee Vote: yeas 8, nays 5.

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